

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|             |  |                 |                      |
|-------------|--|-----------------|----------------------|
| Applicant:  | Sean Brennan   | Examiner:       | Michael J. Simitoski |
| Serial No.: | 10/050,752   | Group Art Unit: | 2434                 |
| Filed:      | January 16, 2002   | Docket:         | 105.215US1           |
| Title:      | SYSTEM AND METHOD FOR ACCOMPLISHING TWO-FACTOR USER<br>AUTHENTICATION USING THE INTERNET |                 |                      |

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**TERMINAL DISCLAIMER**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I, Thomas F. Brennan, am the attorney of record for the above identified patent application as evidenced by the Revocation and Power of Attorney filed in the present application on February 1, 2005. I am making this petition on behalf of Secure Computing Corporation, the assignee of the present invention. As the attorney of record, I am empowered to act on behalf of the assignee and, in accordance with 37 C.F.R. § 1.321(b)(iv), to sign this terminal disclaimer.

**Certificate Under 37 C.F.R. § 3.73(b)**

Your petitioner, Secure Computing Corporation, certifies that they are the owner of the entire right, title and interest in and to the above-identified patent application (Serial No. 10/050,752) and to U.S. Serial No. 11/678,921 (Attorney Docket No. 105.215US2). Your petitioner owns the entire right, title, and interest of these applications by nature of the assignment executed and filed in the above identified patent application (Serial No. 10/050,752). The assignment for U.S. Serial No. 10/050,752 was recorded on January 24, 2005 on Reel 015618, Frames 0836-0842, with the United States Patent and Trademark Office. The Application Serial No. 11/678,921 (Attorney Docket No. 105.215US2) is a Divisional of the above identified patent application (Serial No. 10/050,752).

The undersigned representative of the assignee has reviewed the evidentiary documents of title and certifies that to the best of assignee's knowledge and belief, title is in the assignee, Secure Computing Corporation, seeking to take the action set forth in this disclaimer.

### Terminal Disclaimer

Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term, as presently shortened by any terminal disclaimers, of any patent which may issue from U.S. Serial No. 11/678,921 (Attorney Docket No. 105.215US2). Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to any patent which may issue from U.S. Serial No. 11/678,921 (Attorney Docket No. 105.215US2) and the legal title of the above-identified application and any patent granted thereon remain common, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors and assigns.

### Limitations on the Disclaimer

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent which may be granted on U.S. Serial No. 11/678,921 (Attorney Docket No. 105.215US2) in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration date of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated hereinabove. Your petitioner does not disclaim any terminal part of any patent granted on the above-identified application if no patent issues from U.S. Serial No. 11/678,921 (Attorney Docket No. 105.215US2).

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Fee Status

Please charge Deposit Account 19-0743 in the amount of \$140.00, which is required under 37 C.F.R. § 1.20(d) to file a statutory disclaimer. The Commissioner of Patents and Trademarks is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Minneapolis, MN 55402  
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Date January 26, 2009

By



Thomas F. Brennan

Reg. No. 35,075

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 26 day of January 2009.

Zhakalazky M. Carrion

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Name

Signature

